

DRAFT

MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, N. C.

REGULAR MEETING:

4 June 2002

The City Council of the City of Greensboro met in regular session at 6:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Florence F. Gatten, Belvin J. Jessup, Yvonne J. Johnson, Robert V. Perkins, Thomas M. Phillips, and Donald R. Vaughan. Absent: None. Also present were J. Edward Kitchen, City Manager; Linda A. Miles, City Attorney; and Juanita F. Cooper, City Clerk.

The meeting was opened with a moment of silence and the Pledge of Allegiance to the Flag.

.....

The Manager recognized Jenny Caviness, employee in the Parks and Recreation Department, who served as courier for the meeting.

.....

The Mayor explained the Council procedure for conduct of the meeting.

.....

The City Manager recognized and commended Rick Lusk, Finance Department Director, and his staff for receiving for the 27th consecutive year, the Certificate of Achievement for Excellence in Financial Reporting. Members of Council congratulated Mr. Lusk and his department for receiving this most prestigious award.

.....

Noting his plans to recognize *Unsung Heroes* within the City organization, the City Manager recognized Police Lieutenant Annie Stevenson and spoke to the assistance she provided to citizens in the community on a daily basis. He commended Lieutenant Stevenson for her efforts during the past year to assist an unemployed, drug-dependent woman to redirect her life by arranging treatment for her condition, securing counseling for her in a community-based service agency, and using business contacts to arrange for a job offer for this individual. The Manager noted that this act of kindness to one less fortunate was outside the normal scope of Lieutenant Stevenson's responsibilities and demonstrated her commitment to serve her community.

.....

Councilmember Burroughs-White recognized and congratulated Steve Summerford, employee at the Glenwood Branch of the Greensboro Public Library, for having received The Elizabeth Fenwick Award for Outstanding Leadership in Building Multicultural Community presented by Faith Action International House for his commitment and professional leadership.

.....

Mayor Holliday spoke to the significant contributions to the City Council and citizens of Greensboro by the hundreds of volunteers who serve on various boards and commissions. Noting that a certificate of appreciation, Mayor's congratulatory letter and a memento of Council's appreciation had been forwarded to each of these retiring members, he thereupon acknowledged the service of the following individuals on the respective board or

commission: Rudy Binder, Scott Halstead, and Ruth Revels-Community Resource Board; Alice Stone-Human Relations Commission; Timothy C. Ward-Insurance Advisory Committee; Robert Midgett and Theodore Napper; Minimum Housing Standards Commission; Kevin Green-Parks and Recreation Commission; Rhodes Corbett, Scott Edelman, Paul Gilmer and Ralph Jarrett-Planning Board; Mo Milani-Tourism Development Authority; Joe Davis and Jack Zimmerman-Greensboro Transit Authority; Calvin Irvin, Marc Isaacson and Richard Maxwell-War Memorial Commission; and Sarah Malino and Dianne Munden-Commission on the Status of Women.

.....

After comments by the City Manager with regard to the existing drought conditions in Greensboro, Allan Williams, Water Resources Department Director provided an update on Greensboro's water supply. Speaking to Greensboro's current water situation, he provided details about the status of Greensboro's lakes; provided information with regard to the City's water purchases from Reidsville, Winston-Salem and High Point; spoke to the cost of the ongoing water purchases; noted the positive impact the purchase of water and ongoing conservation efforts had on Greensboro's lake levels; and spoke to the mandatory restrictions currently in place for Greensboro's water users. Speaking to the requirements of the Emergency Water Conservation and restriction Plan contained in the Greensboro Code of Ordinances, Mr. Williams advised that in the absence of significant rainfall, additional restrictions would be implemented on June 24, 2002. He commended citizens for their participation in water conservation efforts to protect this valuable resource. After the City Manager mentioned that Greensboro was also entering into warmest season with traditionally the highest use of water, he advised that Councilmember Vaughan and others were exploring additional ways to communicate through the possible use of symbols the various stages of the ordinance to citizens.

.....

Mayor Holliday stated that this was the time and place set for a public hearing on the FY-2002-03 Annual Budget. After brief discussion, Councilmember Gatten moved that each speaker be allotted three minutes to speak. The motion was seconded by Councilmember Phillips and adopted unanimously by voice vote of Council. The Mayor asked if anyone wished to be heard.

The following individuals spoke at the public hearing for the budget:

Dick Gray, residing at 6 St. Francis Court and a member of the Greensboro Library Board of Trustees, stated that this Board supported the Library staff's recommendation to close the Benchmark and Northeast Library Branches because this action would save money and have the least impact on citizens. He noted that the Northeast Branch was ranked 6th in highest use but was recommended for closing due to its close proximity to the Central Library. He requested that Council consider a future replacement for this Library.

Tommye Gant, residing at 1112 Benbow Road, stated she represented the staff and clients of One Step Further, an agency recommended for funding by the Community Resource Board. She spoke to the services provided by this agency for low-income citizens that resulted in monetary savings for Greensboro and requested Council to provide funds for the agency's work. Councilmember Perkins reiterated this agency's urgent need for funding.

Bill Revels, residing at 3814 Clay Street, introduced his son, Harrison L. Revels, who spoke to his personal participation in the Drug Abuse Resistance Program (DARE) and to the benefits he had received from that experience. He stated he wanted his younger brother to have an opportunity to attend DARE and believed that if the program were dropped, more young people would have problems with drugs.

Craig Thomas, residing at 520 Guilford Avenue, requested that Council provide funding support for Mary's House. He spoke to the work of this organization to provide housing for homeless women recovering from drug abuse as well as their children; he also detailed the cost savings to the community if these individuals were treated at this facility rather than at local hospitals.

Ava Stevenson, residing at 3009 S. Elm-Eugene Street, spoke to the work of Greensboro Lifeskills Center to help children and parents, detailed positive results and success of individuals and families served by the organization, and requested Council to maintain funding for the upcoming year.

Renee Griffin, residing at 14 Chadbury Court, expressed appreciation for past funding for Senior Resources of Guilford and for the Community Resource Board's (CRB) recommendation for future funding. Ms. Griffin detailed the work of this organization's 1,200+ volunteers; i.e., delivering meals to seniors, providing these clients with personal contact with the outside world, etc. She requested Council to continue to provide funds for this much-needed program.

Bill Waller, 4540 Peoples Road, Oak Ridge, NC, representing SHARE of NC, spoke to the organization's efforts to provide affordable homes and to the CRB's funding recommendation. Speaking to the availability of City lots on which his organization could construct homes, Mr. Waller stated that his organization would be willing to return the \$57,000 funding recommended by the CRB if the City Housing Department would transfer six City-owned lots to organization for the purpose of constructing much-needed housing. He advised that private contributions had enabled young people to come to Greensboro to work on houses for disabled and older citizens and asked the City Council if they would waive building permit fees for the rehabilitation of these homes. The Mayor requested that Mr. Waller provide Council with written information with regard to his proposal/request.

Cynthia Higgins, residing at 3906 West Friendly Avenue and Vernon Bailey, residing at 209 Bingham Street, requested Council to provide funds to Eastside Park Community Center. They spoke to the community participation in this effort to create an after school program and community center, detailed the program's operation, spoke to the desire to hire directors for the community center and after school program and requested Council to provide funds for this purpose.

Susan Cupito, residing at 5822 Stoney Glen Loop, requested Council to provide funding to the YWCA Teen Parent Program. She detailed services offered by this program, particularly efforts to reduce violence in families and develop nurturing skills, and spoke to the intent to apply for County and Federal assistance.

Robin Britt, Jr., residing at 1501 Independence Road, spoke to work of the religious, non-profit agency, Nexus Technology, to use computers to assist low resource children to learn. He described the operation of the agency, spoke to the benefits of the computers in child development programs and requested Council to support the CRB funding recommendation for the agency.

Sarah Graham, 5119 West Wendover Avenue, The Christian Counseling and Wellness Group, also St. James II, spoke to the operation of the group and to the number of citizens who were homeless or had problems with drugs or alcohol that had been served by the organization; she spoke to the positive impact of this program and to the financial savings it provided to the community. Ms. Graham stated the organization needed financial support to replace the group's current building so services could be continued. In response to an inquiry by Council, Ms. Graham stated the new building was needed to keep the participants for monitoring purposes.

Ruth Revels, residing at 2721 Gwaltney Road, offered her opinion as to the value of arts programs to Greensboro, spoke to the location of various organization located at the Cultural Center, and requested that because these organizations could not afford to rent this space, that Council to support diversity in the arts by continuing to allow these organizations to operate at the Center without having to pay for the space.

Ann Kroupa, residing at 3009 County Clare Road and president of the Greensboro Symphony, requested Council to take care of arts agencies by maintaining the current no pay status for Cultural Arts center space. She spoke to the services the arts organizations provide to the community and expressed appreciation for Council's support by allowing the arts organizations to remain in the Cultural Center for 10 years. Advising that charging these agencies rental fees could put some organizations out of business, Ms. Kroupa stated that if Council planned to implement rental fees for the Cultural Arts Center space, she believed Council should discuss any reasonable, proposed changes with the organizations located in the Center.

Jenny Moore, residing at 2513 Sylvan Road, Director of the Greenhill Center, spoke in support of the no pay status for Cultural Arts center space. She expressed appreciation for Council's support of arts organizations in

the center, spoke to the value of center to community and to citizens who had participated in activities at the center, stated that arts could affect the quality of life of for all citizens, and requested Council to support these organizations at the current level.

Lisa Crawford, residing at 1807 Pisgah Church Road, Executive Director of Greensboro Symphony, requested Council to continue to allow the arts organization to remain at the Cultural Center without having to pay rent. She spoke to decreases in program funding, noted educational concerts were in jeopardy, and spoke to services and programs provided by the Symphony.

Cathy Wright, member of the Board of the United Arts Council of Greensboro, detailed the history of the United Arts Council's (UAC) investment in the Cultural Center, spoke to the level of support by other municipalities for arts agencies, and spoke to UAC member agencies located in the building. She requested Council to maintain the existing rent-free status in the Greensboro Cultural Center.

Maryhelen Mayfield, residing at 7611 Penns Grove Road and Director of the Greensboro Ballet, spoke in opposition to rental fees at the Cultural Center. She provided a history of the organization, detailed the programs and activities offered by the group, spoke to the City's rental subsidy of the 6,000 SF used by this organization and spaces used by other organizations, and stated the money that would be used for rent was providing scholarships to address the needs of children. She requested that Council allow the arts organization to be included in discussions related to any proposed changes in rental fees.

Jim Gallucci, 322-B East Washington Street, expressed appreciation for Council's support of the Cultural Arts Center. He stated he believed the provision of rent-free space for the organizations at the Center was the City's contribution to the arts.

.....

Mayor Holliday declared a recess at 8:00 p.m.

The meeting reconvened at 8:17 p. m. with all members of Council present.

.....

Beth McKee-Huger, residing at 408 Woodlawn Avenue, expressed appreciation for the City's work to ensure safe, affordable housing in the community by eliminating substandard housing and replacing all unsafe houses in Greensboro. She stated she believed building inspections was the key to having properties brought up to minimum housing safety standards and requested the Council to increase the Nussbaum Housing Fund. In response to Councilmember Phillips' inquiry about the use of CDBG funds for a restaurant, Ms. McKee-Huger stated she believed these funds should be used for only housing purposes.

Vance Arnold, residing at 707 North Church Street, urged Council to support One Step Further and encouraged the continued support for the arts organizations at the Cultural Center at the current level. He offered his personal thoughts about both the One Step Further services and the contributions of the community by the various arts organizations

Alma Adams, residing at 2 Mandella Court, representing the African American Atelier located in the Cultural Center, requested Council's continued support for arts organizations at the current level. Ms. Adams spoke to the history of the UAC's participation in the creation and operation of its agencies in the Cultural Center. She spoke to the services provided by the Atelier, offered her opinion with respect to the positive impact the arts program had on citizens' lives, and stated that she believed without the City's continued support, some agencies at

the Center would not be able to operate. Ms. Adams spoke to the current financial status in North Carolina and State cuts to all organization, commended Councilmember Johnson for the work of One Step Further and requested Council make fair budget decisions to minimize the negative impact on these agencies so they can continue to contribute to the quality of life for Greensboro citizens. After an inquiry by Council with regard to Human Service Agency funds, Ms. Adams and Councilmember Phillips briefly spoke to the original intent of this funding to assist with new organization start up with decreases in funding that would terminate after five years; Councilmember Phillips added that this process had not been followed and as a result some agencies received funding on an ongoing basis. He also stated that originally it was intended for true rent to be charged at the opening of the arts center and that agencies that said they couldn't afford

Robert Royce, residing at 3406 Normandy Road and a professional dancer with Greensboro Ballet, expressed appreciation for Council's support of the Cultural Arts Center and spoke to the arts agencies' contributions to the community. He stated he believed support of the arts was support of downtown revitalization, stated some of the agencies at the Center would not be able to operate if required to pay rent, noted the artists' ability to raise funds, and requested Council to talk with these agencies before changing the rent-free policy.

Bob Kelly, residing at 707 Pebble Drive and Executive Director for Habitat for Humanity of Greater Greensboro, spoke to the work of a diverse group of volunteers to provide affordable housing. He expressed appreciation to Greensboro for houses building with support from the City; Mr. Kelly requested Council to find a way to keep the Nussbaum Fund and housing program in tact.

Raymond King, residing at 3122 Woodlea Drive and representing Project Homestead, spoke to the work of the organization to provide affordable homes and services for disadvantaged people. He requested Council to continue to fund this organization in order that services could be provided to these citizens.

Barbara Harris, residing in High Point, North Carolina and Executive Director of the Gate City Community Development Corporation, expressed appreciation for Council's past funding support that was used for job training, affordable housing, etc. She requested Council to approve the support recommended by the CRB for the upcoming year.

Walker Sanders, residing at 1112 Hill Street, stated he believed the arts programs were critical to the continued efforts to revitalize the community and spur on economic growth and development. Offering his personal comments about the lack of contributions by the City, he requested Council to consider the impact the decision to charge rent at the Cultural Center would have on this revitalization.

Brenda Cogdill, residing at 203 West Vandalia Road representing the Housing Coalition, requested Council to keep the housing fund; she spoke to community efforts to benefit homeless prevention efforts and to take care of homeless citizens.

There being no one else desiring to speak, Councilmember Carmany moved to close the public hearing on the budget. The motion was seconded by Councilmember Vaughan; the motion was adopted unanimously by voice vote of Council.

Discussion was held intermittently during the speakers' period with regard to the Cultural Arts Center, its tenants, the definition of rent vs. Council's consideration of an amount of offset overhead for the building, the ongoing City support for the arts, the criteria used for tenants at the Center, the desire of Council to develop an equitable policy for leasing City space at the Cultural Center, Dorothy Bardolph Center and the Depot. Brief discussion was held with regard to the role the arts community would play in Action Greensboro's downtown revitalization strategy.

.....

The Mayor noted that Jack Zimmerman had entered the meeting during the above discussion; he advised Mr. Zimmerman's service as a retiring board/commission member was acknowledged earlier in the meeting.

.....

Mayor Holliday stated that this was the time and place set for a public hearing to consider an ordinance annexing territory to the corporate limits for property located on the west side of Rankin Mill Road—78.09 acres. He thereupon introduced so these matters could be discussed together an ordinance establishing original zoning classification from County Zoning RS-30 Residential Single Family to City Zoning RS-12 Residential Single Family for property located northwest of the intersection of Huffine Mill Road and Callan Drive, an ordinance establishing original zoning classification from County Zoning RS-30 Residential Single Family to City Zoning Heavy Industrial for property located on the west side of Rankin Mill Road north of Huffine Mill Road, and an ordinance granting Special Use Permit for Mining and Quarrying Operations (borrow site for soil) for property located on the west side of Rankin Mill Road north of Huffine Mill Road. Mayor Holliday administered the oath to those individuals who were present and wished to speak to this matter.

C. Thomas Martin, Planning Department Director, used a map and slides to illustrate the property proposed for annexation and original zoning as well as the surrounding area. Mr. Martin provided the following staff presentation for the conditional request in Item #12:

REQUEST - ITEM 12

This request is to obtain a Special Use Permit for Mining and Quarrying Operations.

The property is proposed for original zoning of Heavy Industrial and this zoning classification permits mining and quarrying operations with approval of a Special Use Permit.

SPECIAL USE CONDITIONS FOR THE REQUESTED SPECIAL USE PERMIT

- 1) Uses limited to mining and quarrying operations (borrow site for soil for landfill operations to maintain regulatory compliance).
- 2) Any borrow dirt taken from this area shall not be transported on any public street or roadway adjacent to this area.
- 3) Rankin Mill Road and Huffine Mill Road shall not be used as an entrance or exit to the landfill or the borrow area.
- 4) Emergency and service access may be provided from Rankin Mill Road only.
- 5) That Solid Waste Management will limit the hours of operation to daylight hours except in the case of extreme emergencies.
- 6) That dust control will be strictly applied and monitored.
- 7) That all sediment ponds and other erosion control devices shall be properly monitored and maintained.
- 8) A minimum 500' undisturbed buffer shall be maintained and an additional 100' buffer adjacent to Huffine Mill Road and Rankin Mill Road shall be maintained for a total undisturbed buffer on 600'.
- 9) Where required, areas in the 500' buffer will be planted with evergreen trees of varieties indigenous to Guilford County.
- 10) Where required, areas in the 100' buffer adjacent to Rankin Mill Road and Huffine Mill Road will be planted with decorative shrubs nearest the roadway and with evergreen trees at 120' from the edge of roadway.
- 11) At 125' from the right-of-way (155' from the center) of Rankin Mill Road and Huffine Mill Road, a 6' high chain link fence will be installed to maintain regulatory compliance.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 80.89 acres and is located on the west side of Rankin Mill Road north of Huffine Mill Road.

Zoning

Land Use

Subject Property	RS-30 (County)	Several scattered buildings, mostly vacant land
North	RS-30 (County)	Single family dwelling, mostly vacant land
East	AG (County)	3 single family dwellings
	RS-30 MH (Co)	Cedar Park Mobile Home Park
	RS-30 (County)	2 single family dwellings
	RS-12 (City)	Vacant land
South	RS-30 (County)	Vacant (proposed RS-12 in City)
West	HI w/SUP (City)	Landfill

Mr. Martin stated that the Planning Department recommended approval of the Special Use Permit, that no recommendation was made by the Zoning Commission on granting of Special Use Permit, and the Planning Department had recommended in favor of granting the permit.

Mitchell Johnson, Assistant City Manager, spoke to citizens' concerns with regard to this request because of the similarity of steps to develop property for soil and to develop for landfill expansion. Emphasizing that staff recognized the concern of neighbors, he reiterated that staff was following Council's directive to permit the site for landfill purposes and to develop a transfer station instead of expanding the landfill.

Jeryl Covington, Environmental Services Department Director, provided background information with regard to the proposed annexation and zoning request for property located west of Rankin Mill Road. She detailed the history of the acquisition of properties adjacent to Nealtown Road, Huffine Mill Road and Rankin Mill Road from the late 1980's through 2001 that were initially obtained for soil resources related to landfill operational activities. Stating that during the 1990's a portion of these sites were developed as a landfill area, Ms. Covington stated that per regulatory requirements, the soil from the remainder of the properties was used for soil resources to provide coverage of the buried materials to reduce disease factors, odors, etc.

Ms. Covington explained the current process and products used to cover the various waste streams; provided specific information with regard to the daily operational waste coverage quantities; stated that in addition to the daily operational uses of soil resources, the landfill used these materials for landfill cell construction and closure; and explained that both of these activities required that the soil material retain certain engineering properties of a clay-type material. Noting that the City's current borrow areas have limited quantities of characteristic clays, Ms. Covington stated that the Environmental Services Department has contracted and continues to contract for these clay like soils purchased from off-site sources and hauled by city trucks to the facility; she provided detailed cost information regarding the hauling of this soil to the landfill from on-site (by both City forces and private contractor) and from off-site sources.

Speaking to the proposed annexation of approximately 80 acres into the City limits, Ms. Covington noted that approximately 40 acres would be developed as a borrow source for the White Street Landfill. She reviewed the process to be used to prepare this 40-acre region for use as a borrow source, spoke to its location within the conceptualized plans of the Phase IV and V landfill footprints and stated that the residential properties on this acreage would not be upgraded due to costs. Ms. Covington assured the Council and members of the community that she and her staff were abiding by Council's request to develop alternative solid waste management systems and Council's most recent direction to proceed with the development of transfer stations. She added although these proposed steps were the same as the initial steps for landfill development, staff recognized its commitment to the community to develop an alternative to the use of the White Street landfill facility and emphasized that these steps were being taken to develop a borrow source and not a landfill. She again reiterated that per Council's instructions, staff had ceased all efforts to permit this site for future landfill expansion.

Ms. Covington spoke to meetings with residents in the landfill area to explain this proposal and advise that the proposed activities being were regulated by the State of North Carolina; she stated the buffer surrounding the landfill exceeded the minimum regulatory buffer, the City was required to provide a secured, enclosed facility, and

noted the planting of trees along established buffer areas. She stated that staff would take steps to ensure that, as required, the development of the borrow source would maintain ground water integrity

Ms. Covington requested Council to consider approving these items. She shared the future needs for soil resources at the White Street Landfill; i.e., completion of construction of the third and final operating cell of Phase 3 to provide for solid waste disposal capacity through 2008; final closure of the Phase 3 landfill, the construction and demolition landfill and other related closures; to maintain existing operations through full regulatory closure of existing operations in 2009. Speaking to the amount of soil that could be obtained from the proposed 40-acre site, she stated that staff believed enough soil could be obtained that would be needed for these purposes. Ms. Covington added that through the use of on-site sources, staff would be able to further reduce the volume of vehicles on White Street and reduce costs for landfill operation.

Ms. Covington again reiterated that these actions were in accordance with State regulations and that with this proposal, staff was not pursuing permits to develop this property as a municipal solid waste landfill.

(A copy of Ms. Covington's notes is filed in Exhibit Drawer N, Exhibit Number 38, which is hereby referred to and made a part of these minutes.)

Mayor Holliday asked if anyone wished to be heard.

The following individuals spoke in opposition to the annexation and zoning items:

Kenneth Curl, residing at 2009 Huffine Mill Road, spoke to the location and visibility of the fence around the landfill, spoke to the amount of debris that existed outside the fenced area, and asked the status of the park proposed for this area.

Mike Curl, residing at 1214 Rankin Mill Road, spoke to his opinion with regard to information provided to citizens by the City, offered his personal thoughts about the acquisition of his property for landfill purposes, spoke to the location and visibility of the fence around the landfill, and also asked the status of the park proposed for this area. He requested that Council delay action on these items.

Debra McNeill, residing at 2006 Huffine Mill Road, McLeansville, NC, stated that she lived in front of the landfill buffer. She spoke to the odor from the landfill, stated that she believed this site would be used for a landfill, offered personal thoughts about the treatment of residents in the area and stated that she believed the Northeast area had enough undesirable uses.

James F. Miller, residing at 615 Cardella Drive, spoke to the condition of the borrow pit after finished using for soil, stated he believed this was an attempt to expand the landfill, spoke to the manner in which some properties were acquired for landfill purposes, spoke to the loss of businesses in this area and stated that he believed this would again adversely affect this area.

Valererie Niles, residing at 2008 Lynn Road, spoke to earlier plans to provide a neighborhood park and trail and spoke to problems she believed could exist because of unlined landfill areas. Providing pictures of trash in the area, she stated that she believed the landfill needed to be covered.

Council discussed with the City Manager, Assistant City Manager and Ms. Covington, various concerns with respect to the landfill; i.e., the location of the fence around the landfill in proximity to the roadway and residents, the concept of a park area and walking trail that was discussed many years ago, gas migration from the landfill, the makeup of the buffer area and its suitability for the location of a walking trail, whether the residents wanted a walking trail or an undisturbed area around the landfill, the perception by the neighborhood that a walking trail would be installed, etc.

.....

The Mayor declared a recess at 10:17 pm.

The meeting reconvened at 10:34 pm with all members of Council present.

.....

During the rebuttal period, Assistant City Manager Mitchell Johnson advised staff would bring back a complete solution at a future meeting a proposal (including associated costs) that would make the same request but would include a design for a walkway in the buffer area and also maintain safety in the area. He advised staff would move forward with demolition of structures on the property and with efforts to improve the density of the buffer by adding greenery. In response to citizens' concerns and the Mayor's comments with respect to the existing fence at this site, the Assistant City Manager advised staff would work with the Legal Department to develop a proposal that would show the proposed location of the trail, fence and vegetation and meet the State of North Carolina's legal requirements. At Councilmember Burroughs-White's request, he stated that the proposal would include specific uses for which the property could and could not be used.

Speaking during the rebuttal period, the following individuals spoke in opposition to these items:

Rhonda Curl, residing at 2009 Huffine Mill Road, spoke to her concerns with respect to the landfill; i.e., truck traffic, odor, and health issues related nearby residents.

Goldie Wells, residing at 4203 Belfield Dr., spoke to northeast residents concerns with respect to the landfill and their requests that Council seek alternatives. She stated that residents wanted the landfill closed, spoke to changes in the area and requested Council to consider alternatives to solid waste disposal.

After discussion about Assistant City Manager Johnson's statements and the fact that new information would be presented by staff at a future meeting, it appeared to be the consensus of Council that the public hearing period should not be closed. Councilmember Johnson thereupon moved to continue the ordinance annexing territory to the corporate limits for property located on the west side of Rankin Mill Road—78.09 acres, the ordinance establishing original zoning classification from County Zoning RS-30 Residential Single Family to City Zoning RS-12 Residential Single Family for property located northwest of the intersection of Huffine Mill Road and Callan Drive, the ordinance establishing original zoning classification from County Zoning RS-30 Residential Single Family to City Zoning Heavy Industrial for property located on the west side of Rankin Mill Road north of Huffine Mill Road, and the ordinance granting Special Use Permit for Mining and Quarrying Operations (borrow site for soil) for property located on the west side of Rankin Mill Road north of Huffine Mill Road to the July 16 meeting of Council without further advertising. The motion was seconded by Councilmember Jessup and adopted unanimously by voice vote of Council.

.....

Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution supporting the nomination of Buffalo Presbyterian Church and Cemetery to the National Register of Historic Places. The Mayor asked if anyone wished to be heard.

After brief comments by Andy Scott, Housing and Community Development Department Director, Councilmember Vaughan moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

112-02 RESOLUTION SUPPORTING THE NOMINATION OF BUFFALO PRESBYTERIAN CHURCH AND CEMETERY TO THE NATIONAL REGISTER OF HISTORIC PLACES

WHEREAS, the historic resource known as Buffalo Presbyterian Church and Cemetery is under consideration for nomination to the National Register of Historic Places;

WHEREAS, the National Register is the nation's official list of historic buildings, districts, archaeological sites, and other resources worthy of preservation;

WHEREAS, Buffalo Presbyterian Church and Cemetery possesses local significance in the areas of early settlement and social history, and statewide significance in the area of education due to its association with the Reverend David Caldwell;

WHEREAS, the Greensboro Historic Preservation Commission, in accordance with its responsibility to review proposed National Register nominations under the Certified Local Government Program, has determined that the nomination meets the criteria for listing in the National Register of Historic Places;

WHEREAS, opportunity for public comment has been adequately provided.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Greensboro City Council, in recognizing the need to preserve properties and areas that embody important elements of the community's architectural and cultural heritage, hereby supports the nomination of Buffalo Presbyterian Church and Cemetery to the National Register of Historic Places.

(Signed) Donald R. Vaughan

.....

Moving to the Consent Agenda, Councilmember Vaughan moved adoption of all ordinances and resolutions listed on the Consent Agenda. The motion was seconded by Councilmember Carmany; the Consent Agenda was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

02-99 ORDINANCE AMENDING FY 01-02 WORKFORCE INVESTMENT ACT (WIA) ANNUAL BUDGET

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 01-02 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Workforce Investment Act (WIA) Capacity Building Grant Fund be increased as follows:

SECTION 1

<u>Account</u>	<u>Description</u>	<u>Amount</u>
216-0251-52.5419	Other Services	\$2,000

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Capacity Building Grant Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
216-0251-52.7100	Federal Grant	\$2,000

SECTION 2

That the appropriation to the Workforce Investment Act (WIA) Youth Supplement Grant Fund be increased as follows:

216-0251-53.5419	Other Services	\$41,632
------------------	----------------	----------

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Youth Supplement Grant Fund account:

216-0251-53.7100	Federal Grant	\$41,632
------------------	---------------	----------

SECTION 3

That the appropriation to the Workforce Investment Act (WIA) Performance Incentives Grant Fund be increased as follows:

216-0252-50.4110	Salaries and Wages	\$53,886
------------------	--------------------	----------

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Performance Incentives Grant Fund account:

216-0252-50.7100	Federal Grant	\$53,886
------------------	---------------	----------

SECTION 4

That the appropriation to the North Carolina Employment & Training Grant Fund be increased as follows:

216-0272-70.4110	Salaries and Wages	\$73,683
------------------	--------------------	----------

and, that this increase be financed by increasing the North Carolina Employment & Training Grant Fund account:

216-0272-70.7110	State Grant	\$73,683
------------------	-------------	----------

SECTION 5

That the appropriation to the Workforce Investment Act (WIA) Administrative Grant Fund be increased as follows:

216-0212-10.4110	Salaries and Wages	\$5,809
------------------	--------------------	---------

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Administrative Grant Fund account:

216-0212-10.7100	Federal Grant	\$5,809
------------------	---------------	---------

SECTION 6

That the appropriation to the Workforce Investment Act (WIA) Dislocated Worker Grant Fund be increased as follows:

216-0232-30.4110	Salaries and Wages	\$41,423
------------------	--------------------	----------

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Dislocated Worker Fund account:

216-0232-30.7100	Federal Grant	\$41,423
------------------	---------------	----------

SECTION 7

That the appropriation to the Workforce Investment Act (WIA) Youth Grant Fund be increased as follows:

216-0242-40.4110	Salaries and Wages	\$10,855
------------------	--------------------	----------

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Youth Grant Fund account:

216-0242-40.7100	Federal Grant	\$10,855
------------------	---------------	----------

(Signed) Donald R. Vaughan

.....

02-100 ORDINANCE AMENDING STATE AND FEDERAL GRANT FUND BUDGET FOR FY 2001-2002
PARKS AND RECREATION TYGR PAWS PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5069-01.4110	Salaries & Wages	\$ 1,800
220-5069-01.4140	Roster Wages	900
220-5069-01.5413	Consultant Services	2,550
220-5062-01.5423	Contracted Transportation	<u>4,250</u>
Total		\$ 9,500

and, that this increase be financed by increasing the following State and Federal Grant Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5069-01.7170	Local Grants	\$ <u>9,500</u>
Total		\$ 9,500

(Signed) Donald R. Vaughan

.....

02-101 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR FY
2001-02 TANNENBAUM-STERNBERGER FOUNDATION/HOSKINS HOUSE GRANT PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5071-01.5413	Consultant Services	\$ 2,500
220-5071-01.5613	Maintenance & Repair – Buildings	<u>27,500</u>
Total		\$ 30,000

and, that this increase be financed by increasing the following State, Federal and Other Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5071-01.7170	Local Grants	\$ <u>30,000</u>
Total		\$ 30,000

(Signed) Donald R. Vaughan

.....

02-102 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR FY
2001-02 CONFLICT RESOLUTION ENRICHMENT WORKSHOPS (CREW) GRANT PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5070-01.5413	Consultant Services	\$ <u>2,500</u>
Total		\$ 2,500

and, that this increase be financed by increasing the following State, Federal and Other Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5071-01.7170	Local Grants	\$ <u>2,500</u>
Total		\$ 2,500

(Signed) Donald R. Vaughan

.....

113-02 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2001-50 WITH BAKER
CONSTRUCTION COMPANY FOR WATER AND SEWER IMPROVEMENTS

WHEREAS, Contract No. 2001-50 with Baker Construction Company provides for various City water and sewer improvements;

WHEREAS, due to a 50% extension clause in the Contract, the City reserves the right to add projects as needed, thereby necessitating a change order in the contract in the amount of \$78,431.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a change order in the above-mentioned contract with Baker Construction Company for water and sewer improvements is hereby authorized at a total cost of \$78,431.00, payment of said additional amount to be made from Account No. 509-7011-01.6016 CBR.003.

(Signed) Donald R. Vaughan

.....

114-02 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2001-49 WITH YATES
CONSTRUCTION COMPANY FOR SIDEWALK IMPROVEMENTS

WHEREAS, Contract No. 2001-49 with Yates Construction Company provides for various City sidewalk improvements, which fall under the GDOT program of replacing worn paths with sidewalks;

WHEREAS, due to a 50% extension clause in the Contract, the City reserves the right to add projects that fall under this program, thereby necessitating a change order in the contract in the amount of \$65,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a change order in the above-mentioned contract with Yates Construction Company for various sidewalk improvements is hereby authorized at a total cost of \$65,000.00, payment of said additional amount to be made from Account No. 402-6002-02.6015 CBR.001.

(Signed) Donald R. Vaughan

.....
115-02 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY OF AGNES S. WHITAKER FOR THE HILLTOP ROAD WIDENING PROJECT

WHEREAS, in connection with the Hilltop Road widening improvements project, the property owned by Agnes S. Whitaker, Tax Map No. 11-684-C-867-1 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$22,388.00, which appraisal, in the opinion of the City Council, is fair and reasonable;

WHEREAS, the owner has agreed to convey said property to the City at the appraised price and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the appraisal of the above mentioned portion of property in the amount of \$22,388.00 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 431-6002-49.6012 CBR 083.

(Signed) Donald R. Vaughan

.....
Mayor Holliday introduced a resolution approving 2002 Legislative Program and requesting support thereof by the Guilford County Delegation to the General Assembly; he noted that this matter was tabled at the May 21, 2002 meeting of Council.

After Councilmember Gatten spoke to her desire to amend that portion of the packet related to deregulations which she believed was not in the best interest of Greensboro citizens, Councilmember Vaughan expressed concerns that the program was overbroad and included generalizations and not specific regulations and stated he would not support the program as presented. The City Attorney noted that the Legislative Program which addressed the needs of Greensboro has been adopted by Council on May 21. After some members of Council expressed personal opinions and concerns with regard to the proposed Legislative Program, Councilmember Perkins moved to table the resolution. The motion was seconded by Councilmember Vaughan and adopted unanimously by voice vote of Council.

.....
After its introduction by the Mayor, Councilmember Johnson moved that the Greensboro/Guilford County Tourism Development Authority 2002-2003 Fiscal Year Budget be approved. The motion was seconded by Councilmember Carmany; the motion was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None. (A copy of the budget is filed in Exhibit Drawer N, Exhibit Number 38, which is hereby referred to and made a part of these minutes.)

* * * * *

The Mayor introduced the following resolution, a copy of which had been provided to each Councilmember, which was read by title and summarized by the City Attorney:

RESOLUTION APPROVING THE NEGOTIATED SALE BY GREENSBORO
CENTER CITY CORPORATION OF CERTIFICATES OF PARTICIPATION IN
CERTAIN INSTALLMENT PAYMENTS TO BE MADE BY THE CITY OF
GREENSBORO TO FINANCE THE ACQUISITION OF CERTAIN EQUIPMENT,
APPROVING CERTAIN DOCUMENTS RELATING THERETO AND
AUTHORIZING OTHER CORPORATE ACTION IN CONNECTION THEREWITH

WHEREAS, the City of Greensboro, North Carolina (the "City") and Greensboro Center City Corporation (the "Corporation"), a nonprofit corporation organized and existing under the laws of the State of North Carolina, have determined to finance the acquisition of certain equipment by the City and, to that end, have been negotiating certain financing documents and arranging for the negotiated sale of Certificates of Participation (the "Certificates") in certain Installment Payments to be made by the City pursuant to an Installment Financing Agreement to be entered into by and between the City and the Corporation pursuant to the authority granted to the City by Section 160A-20 of the General Statutes of North Carolina; and

WHEREAS, the City and the Corporation have retained Legg Mason Wood Walker, Incorporated (the "Underwriter") for the purpose of underwriting the Certificates; and

WHEREAS, the Certificates are expected to be marketed in the expectation of executing a Purchase Contract with respect thereto, on or about June 26, 2002 and delivering the Certificates on or about June 27, 2002; and

WHEREAS, in connection with such financing, it is necessary for the City to approve the negotiated sale of the Certificates by the Corporation, approve certain documents relating thereto and authorize other corporate action in connection therewith; and

WHEREAS, there have been presented at this meeting copies of the following documents relating to the execution and delivery of the Certificates:

- (a) a draft of the proposed Installment Financing Agreement, to be dated as of June 1, 2002 (the "Installment Financing Agreement"), between the Corporation and the City;
- (b) a draft of the proposed Trust Agreement, to be dated as of June 1, 2002 (the "Trust Agreement"), between the Corporation and First-Citizens Bank & Trust Company, Raleigh, North Carolina, as Trustee (the "Trustee"), the provisions of which relate to the execution and delivery of, and security for, the Certificates;
- (c) a draft of the proposed Purchase Contract, to be dated on or about June 26, 2002 (the "Purchase Contract"), among the City, the Corporation and the Underwriter;
- (d) a draft of the proposed Standby Certificate Purchase Agreement, to be dated as of June 1, 2002 (the "Standby Agreement"), between the City and Bank of America, National Association;
- (e) a draft of the proposed Remarketing Agreement, to be dated as of June 27, 2002 (the "Remarketing Agreement"), among the City and Legg Mason Wood Walker, Incorporated, as Remarketing Agent;
- (f) a draft of the Official Statement, to be dated June 11, 2002 (the "Official Statement"), relating to the Certificates; now, therefore,

BE IT RESOLVED by the City Council of the City of Greensboro:

Section 1. Capitalized words and terms used in this resolution and not defined herein shall have the same meanings in this resolution as such words and terms are given in the Trust Agreement or the Installment Financing Agreement.

Section 2. The City hereby approves the negotiated sale of the Certificates by the Corporation. The Certificates shall bear interest as provided in the Trust Agreement and shall mature in such amounts and at such times as shall be determined by the President or any Vice President of the Corporation; provided, however, that the aggregate principal amount of Certificates shall not exceed \$7,000,000, and the final maturity of the Certificates shall not exceed June 1, 2007.

The Certificates shall be issued in fully registered form in Authorized Denominations. Interest on the Certificates shall be payable at the times and in the manner specified in the Trust Agreement until the Certificates are fully paid. Payments of principal of and interest on the Certificates shall be made by the Trustee to the registered owners of the Certificates in such manner as is set forth in the Trust Agreement.

Section 3. The Certificates shall be subject to prepayment at the times, upon the terms and conditions, and at the prices set forth in the Trust Agreement.

Section 4. The proceeds of the Certificates shall be applied as provided in Section 2.08 of the Trust Agreement.

Section 5. The forms, terms and provisions of the Installment Financing Agreement, the Trust Agreement, the Purchase Contract, the Standby Agreement and the Remarketing Agreement are hereby approved in all respects, and the Mayor, the City Manager or the Finance Director and the City Clerk are hereby authorized and directed to execute and deliver the Installment Financing Agreement, the Trust Agreement, the Standby Agreement and the Remarketing Agreement, in substantially the forms presented to this meeting, together with such changes, modifications and deletions as they, with the advice of counsel, may deem necessary and appropriate, including, but not limited to, changes, modifications and deletions necessary to incorporate the final terms of the Certificates as shall be set forth in the Certificate Purchase Agreement; such execution and delivery shall be conclusive evidence of the approval and authorization thereof by the City.

Section 6. The City hereby approves the negotiated sale of the Certificates pursuant to the Purchase Contract; provided, however, that the Underwriter's discount shall not exceed 1% of the principal amount of the Certificates.

Section 7. The City hereby approves the use and distribution of the Official Statement in connection with the public offering of the Certificates, and relating to the Certificates (the "Official Statement"), with such changes as are necessary to reflect the maturities and interest rate of the Certificates, and the Mayor, the City Manager or the Finance Director is hereby authorized to execute, on behalf of the City, the Official Statement in substantially such form, together with such changes, modifications and deletions as she or he, with the advice of counsel, may deem necessary or appropriate; such execution shall be conclusive evidence of the approval thereof by the City, and the City hereby approves and authorizes the distribution and use of copies of the Official Statement, the Installment Financing Agreement, the Trust Agreement, the Purchase Contract, the Standby Agreement and the Remarketing Agreement by the Underwriter in connection with the public offering of the Certificates.

Section 8. The officers of the City are authorized and directed (without limitation except as may be expressly set forth herein) to take such actions and to execute and deliver any such documents, certificates, undertakings, agreements or other instruments as they, with the advice of counsel, may deem necessary or appropriate to effect the transactions contemplated by the Installment Financing Agreement, the Trust Agreement, the Purchase Contract, the Standby Agreement, the Remarketing Agreement and the Official Statement.

Section 9. This resolution shall take effect immediately upon its passage.

Thereupon the City Attorney stated that she had approved as to form the foregoing resolution.

Upon motion of Councilmember Donald R. Vaughan, seconded by Councilmember Thomas M. Phillips, the foregoing resolution was passed on roll call vote as follows:

Ayes: Councilmembers Burroughs-White, Carmany, Gatten, Jessup, Johnson, Perkins, Phillips and Vaughan.

Noes: None.

The Mayor then announced that the resolution entitled "RESOLUTION APPROVING THE NEGOTIATED SALE BY GREENSBORO CENTER CITY CORPORATION OF CERTIFICATES OF PARTICIPATION IN CERTAIN INSTALLMENT PAYMENTS TO BE MADE BY THE CITY OF GREENSBORO TO FINANCE THE ACQUISITION OF CERTAIN EQUIPMENT, APPROVING CERTAIN DOCUMENTS RELATING THERETO AND AUTHORIZING OTHER CORPORATE ACTION IN CONNECTION THEREWITH" had been adopted by a vote of 9 to 0.

* * * * *

Mayor Holiday introduced the following resolution, a copy of which had been provided to each member of the City Council, which resolution was read by title and summarized by the City Attorney:

RESOLUTION PROVIDING FOR THE ISSUANCE OF
\$10,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND
ANTICIPATION NOTES

BE IT RESOLVED by the City Council of the City of Greensboro:

Section 1. The City Council has determined and does hereby find and declare:

(a) That orders authorizing not exceeding \$71,750,000 Street Improvement Bonds, \$9,550,000 Fire Station Bonds, \$7,080,000 Law Enforcement Facilities Bonds and \$5,020,000 Library Facilities Bonds of the City of Greensboro, North Carolina (the "Issuer") were adopted by the City Council on August 17, 2000, each of which orders was approved by the vote of a majority of the qualified voters of the Issuer who voted thereon at a referendum duly called and held on November 7, 2000.

(b) That none of said bonds has been issued, that no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds, and that it is necessary to issue \$10,000,000 notes at this time in anticipation of the receipt of the proceeds of the sale of \$3,000,000 Street Improvement Bonds, \$3,000,000 Fire Station Bonds, \$3,000,000 Law Enforcement Facilities Bonds and \$1,000,000 Library Facilities Bonds.

(c) That it is desirable to consolidate said notes into a single issue for purposes of sale, said notes to be designated "General Obligation Public Improvement Bond Anticipation Notes" and to have such terms as hereinafter provided.

Section 2. In anticipation of the receipt of the proceeds of the sale of \$3,000,000 Street Improvement Bonds, \$3,000,000 Fire Station Bonds, \$3,000,000 Law Enforcement Facilities Bonds and \$1,000,000 Library Facilities Bonds, the issuance of \$10,000,000 negotiable notes of the Issuer is hereby authorized, which notes shall be designated "General Obligation Public Improvement Bond Anticipation Notes" (the "Notes"), shall be dated June 25, 2002, shall mature on February 19, 2003, without option of prior payment, and shall bear interest at a rate to be determined by the Local Government Commission of North Carolina (the "LGC") at the time the Notes are sold, which interest shall be payable at the maturity of the Notes and shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. No interest coupons shall be attached to the Notes.

The principal of and the interest on the Notes shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

The Notes shall be issued by means of a book-entry system with no physical distribution of Note certificates to be made except as hereinafter provided. One Note certificate in the aggregate principal amount of the Notes, registered in the name of Cede & Co., the nominee of The Depository Trust Company, New York, New York ("DTC"), shall be issued and deposited with DTC and immobilized in its custody. The book-entry system will evidence beneficial ownership of the Notes in the principal amount of \$100,000 and integral multiples of \$5,000 in excess of \$100,000, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The principal of and interest on the Notes shall be payable to Cede & Co. or any other person appearing on the registration books of the Issuer hereinafter provided for as the registered owner of the Notes or his registered assigns or legal representative at such office of the Note Registrar mentioned hereinafter or such other place as the Issuer may determine upon the presentation and surrender thereof as the same shall become due and payable; provided, however, that so long as the Notes are deposited with DTC, the payment of the principal of and interest on the Notes shall be made to DTC in same-day funds by 2:30 p.m., New York City time, or otherwise as determined by the rules and procedures established by DTC. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Notes by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The Issuer will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Notes or (b) the Finance Director of the Issuer determines that continuation of the book-entry system of evidence and transfer of ownership of the Notes would adversely affect the interests of the beneficial owners of the Notes, the Issuer will discontinue the book-entry system with DTC. If the Issuer identifies another qualified securities depository to replace DTC, the Issuer will make arrangements with DTC and such other depository to effect such replacement and deliver replacement Notes registered in the name of such other depository or its nominee in exchange for the outstanding Notes, and the references to DTC or Cede & Co. in this resolution shall thereupon be deemed to mean such other depository or its nominee. If the Issuer fails to identify another qualified securities depository to replace DTC, the Issuer will deliver replacement Notes in the form of fully-registered certificates in denominations of \$100,000 and integral multiples of \$5,000 in excess of \$100,000 ("Certificated Notes") in exchange for the outstanding Notes as required by DTC and others. Upon the request of DTC, the Issuer may also deliver one or more Certificated Notes to any participant of DTC in exchange for Notes credited to the account of such participant with DTC.

Unless indicated otherwise, the provisions of this resolution that follow shall apply to all Notes issued or issuable hereunder, whether initially or in replacement thereof.

Section 3. The Notes shall bear the manual or facsimile signatures of the City Manager and the City Clerk of the Issuer, and the corporate seal or a facsimile of the corporate seal of the Issuer shall be impressed or printed, as the case may be, on the Notes.

The certificate of the LGC to be endorsed on all Notes shall bear the manual or facsimile signature of the Secretary of the LGC and the certificate of authentication of the Note Registrar to be endorsed on all Notes shall be executed as provided hereinafter.

In case any officer of the Issuer or the LGC whose manual or facsimile signature shall appear on any Notes shall cease to be such officer before the delivery of such Notes, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Note may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Note shall be the proper officers to sign such Note although at the date of such Note such persons may not have been such officers.

No Note shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed thereon.

The form of the Notes to be registered in the name of Cede & Co. and the endorsements thereon shall be substantially as follows:

No.R-....

\$_____

United States of America
State of North Carolina
County of Guilford

CITY OF GREENSBORO

GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND
ANTICIPATION NOTE

<u>Maturity Date</u>	<u>Interest Rate</u>	<u>CUSIP</u>
February 19, 2003	...%

The City of Greensboro (the "Issuer"), a municipal corporation in Guilford County, North Carolina, is justly indebted and for value received hereby promises to pay to CEDE & CO., or registered assigns or legal representative, on the date specified above, upon the presentation and surrender hereof at the office of the Finance Director of the Issuer, the principal sum of

_____ DOLLARS

and to pay interest thereon from the date hereof, calculated on the basis of a 360-day year consisting of twelve 30-day months, at the rate of _____ per centum (____%) per annum, payable upon the presentation and surrender of this note at its maturity; provided, however, that so long as the Notes (as hereinafter defined) are deposited with DTC, the payment of the principal of and interest on the Notes shall be made to DTC in same-day funds by 2:30 p.m., New York City time, or otherwise as determined by the rules and procedures established by DTC. Both the principal of and the interest on this note are payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts. For the prompt payment hereof, both principal and interest as the same become due, the faith and credit of the Issuer are hereby irrevocably pledged.

This note is one of an issue of notes designated "General Obligation Public Improvement Bond Anticipation Notes" (the "Notes") and is given for money borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds of the sale of \$3,000,000 Street Improvement Bonds, \$3,000,000 Fire Station Bonds, \$3,000,000 Law Enforcement Facilities Bonds and \$1,000,000 Library Facilities Bonds duly authorized by orders adopted by the City Council of the Issuer on August 15, 2000, each of which orders was approved by the vote of a majority of the qualified voters of the Issuer who voted thereon at a referendum duly called and held on November 7, 2000, and this Note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended, Article 9, as amended, of Chapter 159 of the General Statutes of North Carolina and a resolution duly passed by said City Council on June 4, 2002 (the "Resolution").

The Notes are being issued by means of a book-entry system with no physical distribution of note certificates to be made except as provided in the Resolution. One note certificate in the aggregate principal amount of the Notes and registered in the name of Cede & Co., as nominee of DTC, is being issued and deposited with DTC and immobilized in its custody. The book-entry system will evidence ownership of the Notes in the principal amount of \$100,000 and integral multiples of \$5,000 in excess of \$100,000, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Notes by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The Issuer will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In certain events, the Issuer will be authorized to deliver replacement Notes in the form of fully-registered certificates in the denomination of \$100,000 and integral multiples of \$5,000 in excess of \$100,000 in exchange for the outstanding Notes as provided in the Resolution.

At the office of the Note Registrar, in the manner and subject to the conditions provided in the Resolution, Notes may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of authorized denominations and bearing interest at the same rate.

The Note Registrar shall keep at his office the books of the Issuer for the registration of transfer of Notes. The transfer of this Note may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Note Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for this Note a new Note or Notes, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unpaid principal amount of this Note, of the same maturity and bearing interest at the same rate.

This Note shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Resolution until this Note shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed hereon.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Note have happened, exist and have been performed in regular and due form and time as so required and that the total indebtedness of the Issuer, including this Note, does not exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, the Issuer, pursuant to the Resolution, has caused this Note to be signed by its City Manager and its City Clerk and the corporate seal of the Issuer to be impressed hereon, all as of the 25th day of June, 2002.

City Manager

City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

Local Government
Commission Serial No.

The issuance of this note has been approved under the provisions of The Local Government Bond Act.

ROBERT M. HIGH
Secretary, Local Government Commission

By _____
Designated Assistant

CERTIFICATE OF AUTHENTICATION

This note is one of the Notes of the series designated herein and issued under the provisions of the within-mentioned Resolution.

Finance Director of the
City of Greensboro, North Carolina,
as Bond Registrar

By: _____
Authorized Signatory

Date of authentication: June 25, 2002

ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers
unto _____

the within note and all rights thereunder and hereby irrevocably constitutes and appoints

attorney to register the transfer of said note on the books kept for registration thereof, with full power of substitution
in the premises.

Date: _____

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by an
institution which is a participant in the Securities
Transfer Agent Medallion Program (STAMP) or
similar program.

NOTICE: The assignor's signature to this
assignment must correspond with the name as it
appears upon the face of the within note in every
particular, without alteration or enlargement or
any change whatever.

Certificated Notes issuable hereunder shall be in substantially the form of the Notes registered in the name
of Cede & Co. with such changes as are necessary to reflect the provisions of this resolution that are applicable to
Certificated Notes.

Section 4. Notes, upon surrender thereof at the office of the Note Registrar together with an assignment
duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to
the Note Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal
amount of Notes of the same maturity, of any denomination or denominations authorized by this resolution and
bearing interest at the same rate.

The transfer of any Note may be registered only upon the registration books of the Issuer upon the
surrender thereof to the Note Registrar together with an assignment duly executed by the registered owner or his
attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such
registration of transfer, the Note Registrar shall authenticate and deliver in exchange for such Note a new Note or
Notes, registered in the name of the transferee, of any denomination or denominations authorized by this resolution,
in an aggregate principal amount equal to the unpaid principal amount of such Note so surrendered, of the same
maturity and bearing interest at the same rate.

In all cases in which Notes shall be exchanged or the transfer of Notes shall be registered hereunder, the
Note Registrar shall authenticate and deliver at the earliest practicable time Notes in accordance with the provisions
of this resolution. All Notes surrendered in any such exchange or registration of transfer shall forthwith be cancelled

by the Note Registrar. The Issuer or the Note Registrar may make a charge for shipping and out-of-pocket costs for every such exchange or registration of transfer of Notes sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made by the Issuer or the Note Registrar for exchanging or registering the transfer of Notes under this resolution.

As to any Note, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Note and the interest on any such Note shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note, and interest thereon, to the extent of the sum or sums so paid.

The Issuer shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of Notes within a reasonable time according to then current commercial standards and for the timely payment of principal and interest with respect to the Notes. The Finance Director of the Issuer, or any person at any time acting in such capacity, is hereby appointed the registrar, transfer agent and paying agent for the Notes (collectively, the "Note Registrar"), subject to the right of the governing body of the Issuer to appoint another Note Registrar, and as such shall keep at his office the books of the Issuer for the registration, registration of transfer, exchange and payment of the Notes as provided in this resolution.

Section 5. The actions of the Finance Director in applying to the LGC to approve, advertise and sell the Notes and the LGC in asking for bids for the Notes by publishing a notice and printing and distributing circulars relating to the sale of the Notes are hereby approved, ratified and confirmed.

Section 6. The Issuer covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Code, except to the extent that the Issuer obtains an opinion of bond counsel to the effect that non-compliance would not result in interest on the Notes being includable in the gross income of the owners of the Notes for purposes of federal income taxation.

Section 7. This resolution shall take effect upon its passage.

Thereupon the City Attorney announced that she had approved as to form the foregoing resolution.

Thereupon, upon motion of Councilmember Donald R. Vaughan, seconded by Councilmember Claudette Burroughs-White, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES", was passed by roll call vote as follows:

Ayes: Councilmembers Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan.

Noes: None.

Mayor Holliday thereupon announced that the resolution entitled "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES" had passed by a vote of 9 to 0.

* * * * *

Mayor Holliday introduced a resolution authorizing City Attorney to institute proceedings to condemn portion of the property of Fellowship Hall, Inc. in connection with the Bledsoe Lift Station Force Main Project.

At Councilmember Perkins' request and on advice of the City Attorney, Councilmember Carmany moved that Councilmember Perkins be allowed to abstain from voting on this matter due to conflict of interest. The motion was seconded by Councilmember Vaughan and adopted by voice vote of Council. Councilmember Gatten moved adoption of the resolution. The motion was seconded by Councilmember Phillips; the resolution was adopted on the

following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Phillips and Vaughan. Noes: None, with Councilmember Perkins abstaining due to conflict of interest.

116-02 RESOLUTION AUTHORIZING CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN PORTION OF THE PROPERTY OF FELLOWSHIP HALL, INC. IN CONNECTION WITH THE BLEDSOE LIFT STATION FORCE MAIN PROJECT

WHEREAS, Fellowship Hall, Inc. is the owner of certain property located on Fleming Road, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Bledsoe Lift Station Force Main Project;

WHEREAS, negotiations with the owner at the appraised value of \$80,380.00 have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owner in the amount of \$80,380.00;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$80,380.00 to the Clerk of Superior Court as compensation to the owners, payment to be made from Account No. 509-7059-01.6019 CBR 001.

(Signed) Florence F. Gatten

.....

Mayor Holliday introduced a resolution approving the amendment of the City of Greensboro Loan to Project Homestead for the purchase of the former Cumberland Shopping Center.

After brief comments by Mr. Scott, Councilmember Burroughs-White moved adoption of the resolution. The motion was seconded by Councilmember Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

117-02 RESOLUTION APPROVING THE AMENDMENT OF THE CITY OF GREENSBORO LOAN TO PROJECT HOMESTEAD FOR THE PURCHASE OF THE FORMER CUMBERLAND SHOPPING CENTER

WHEREAS, in 1999 City Council authorized a loan to Project Homestead for the purchase of the former Cumberland Shopping Center located at 709 East Market Street, in the amount of \$500,000.00;

WHEREAS, at that time certain conditions were incorporated into the loan in order to convert said loan into a grant to Project Homestead, one said condition being that the project was to be completed within 24 months;

WHEREAS, improvements are in the process of being made and Project Homestead has secured special funding for the construction financing but, in doing so, caused construction delays putting the completion of the project behind schedule;

WHEREAS, the completion date has been changed to June 15, 2002, and the First Amendment to the Loan Agreement is presented herewith this day;

WHEREAS, it is in the best interest of the City to approve the amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the First Amendment of the City of Greensboro loan to Project Homestead for the purchase of the former Cumberland Shopping Center is hereby approved.

(Signed) Claudette Burroughs-White

.....

At the request of the City Manager, Councilmember Johnson moved that the City Council schedule a budget work session at 2:00 p.m. on June 14 in the Plaza Level Conference Room of the Melvin Municipal Office Building. The motion was seconded by Councilmember Vaughan and adopted unanimously by voice vote of Council.

.....

Tommie Pugh, residing at 2181 Naomi Road, Franklinville, NC, detailed his efforts to rehabilitate a house he owned at 1101 Lexington Avenue in Greensboro. After he requested that Council assist in the process that would allow him to continue renovation efforts, the City Attorney advised this matter was outside the jurisdiction of the City Council and stated a judge had issued a court order to demolish this structure. After lengthy discussion with Council and City staff, Mr. Pugh was advised to obtain outside legal counsel to assist in his efforts.

.....

Councilmember Gatten expressed her strong opposition to the sudden imposition of operating costs on the arts agencies occupying space at the Cultural Center. She stated that in her opinion the revenue that this action might generate was insignificant in comparison to the toll it would take on arts agencies and on the overall quality of life in the Greensboro community.

Council discussed at length individual opinions with regard to this matter; they discussed the manner in which Council could justify allowing the Cultural Center tenants to use City space free of charge when tenants at the Bardolph Center were required to pay for use of space in that facility. Council discussed whether they should adopt a policy that would address the leasing and/or allocation of space at the Cultural Center, the Dorothy Bardolph Center and the future Depot to ensure equitable treatment of all existing and future tenants at these City facilities. Discussion was also held with regard to the history of the United Arts Council's involvement with the Cultural Center, and the City's significant contributions to downtown revitalization.

.....

Councilmember Johnson added the name of Dianne Munden to the boards and commissions data bank for consideration for future service.

Councilmember Johnson added the name of Sandra Jacobs Hunt to the boards and commissions data bank for consideration for future service on the Commission on the Status of Women.

.....

Councilmember Burroughs-White expressed appreciation to the Inspections Division and Planning Department staff for their recent East Market Street beautification efforts.

Councilmember Burroughs-White reminded citizens of the District Two Council Meeting scheduled for 6:00 p.m. on June 13, 2002, at the Smith Senior Center on Fairview Street. She advised the agenda was posted on the City's website and noted the meeting was not being televised.

.....

Councilmember Jessup congratulated C. Thomas Martin for being elected to serve as the President of the University of North Carolina at Greensboro Alumni Association.

.....

Noting that Thomas Built Buses would stay and expand in High Point, Councilmember Perkins congratulated that City's leaders and stated he believed this would be a great benefit to the Triad. He requested that the Mayor convey the Council's congratulations to the High Point Mayor.

.....

Council discussed at length individual opinions with regard to possible changes that could be made to the proposed budget to reduce the recommended tax increase. Among the changes discussed were the city employees' benefits package, human services, housing and the arts. Stating that he would follow directions of the majority of Council, the City Manager stated that he had presented what staff believed was an appropriate budget and would request that if Council wished to make additional changes that clear, concise directions be given to staff. After additional discussion, the City Manager advised he would contact members of Council to discuss.

.....

After the Mayor requested that staff investigate the location of several telephone/ electrical poles in the middle of sidewalks on Martin Luther King Jr. Drive, the City Attorney advised that City staff was in the process of addressing this issue.

.....

Council discussed a number of community events, meetings and items of interest.

.....

Councilmember Johnson moved that the City Council adjourn. The motion was seconded by Councilmember Burroughs-White and adopted unanimously by voice vote of the Council.

THE CITY COUNCIL ADJOURNED AT 11:43 P.M.

KEITH A. HOLLIDAY
MAYOR

JUANITA F. COOPER
CITY CLERK
